

1 KASSRA P. NASSIRI (SBN 215405)
knassiri@nassiri-jung.com
2 D. AUSTIN HARE (SBN 261694)
ahare@nassiri-jung.com
3 NASSIRI & JUNG LLP
251 Kearny Street, Suite 501
4 San Francisco, California 94108
Telephone Number: (415) 373-5699
5 Facsimile Number (415) 534-3200

6 Attorneys for Defendants LIU CHENG, INC., dba
7 MANDARIN GOURMET, SCOTT LIN,
CHENG LI CHIN, LIN JEAN, and LIU HAI PING
8

9 UNITED STATES DISTRICT COURT
10 FOR THE
11 NORTHERN DISTRICT OF CALIFORNIA
12

13 FRANCISCO CERVANTES, JOSE LOPEZ,
14 RAMON RAMOS and JORGE LOPEZ,

15 Plaintiffs,

16 vs.

17 LIU CHENG, INC., dba MANDARIN
18 GOURMET, SCOTT LIN, CHENG LI CHIN,
19 LIN JEAN and LIU HAI PING,

20 Defendants.
21
22

Case No. C08-03817 JW PVT

STIPULATION TO EXTEND TIME
TO COMPLETE MEDIATION AND
[PROPOSED] ORDER

Judge: Honorable James Ware

Action Filed: August 11, 2008
Trial Date: TBD

23 WHEREAS on June 19, 2009, this Court issued an Order Selecting ADR Process, setting
24 August 21, 2009, as the last day for the parties to complete Court-sponsored mediation, (see
25 Case Mgmt. Sched. Order at 1);

26 WHEREAS Plaintiffs Francisco Cervantes, Jose Lopez, Ramon Ramos, and Jorge Lopez
27 ("Plaintiffs") and Defendants Liu Cheng, Inc., dba Mandarin Gourmet, Scott Lin, Cheng Li
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STIP. EXTEND TIME TO COMPLETE MEDIATION & [PROPOSED] ORDER MODIFYING ORDER SELECTING
ADR PROCESS ACCORDINGLY
CASE NO.: C08-03817 JW (PVT)

1 Chin, Lin Jean, and Liu Hai Ping ("Defendants") agreed to have mediation before Mediator
2 Carol Webster Millie;

3 WHEREAS the parties have not submitted any prior request for order extending time for
4 mediation;

5 WHEREAS Plaintiffs and Defendants have attempted to schedule mediation to take
6 place before Mediator Millie during various dates before the deadline but found either that all
7 parties were not available on the same dates or that Mediator Millie was not available on the
8 same dates the parties were available;

9 WHEREAS the next available date on Mediator Millie's calendar on which the parties
10 and their counsel are available to begin mediation is September 2, 2009;

11 WHEREAS Mediator Millie has approved September 2, 2009, as a possible date to hold
12 mediation with the parties and their counsel;

13 WHEREAS the scheduling of the mediation to take place on September 2, 2009, shall in
14 no way interfere with the progress of discovery or other aspects of the litigation and shall bear
15 no impact upon any of the other dates set forth in this Court's Amended Scheduling Order, (*see*
16 *Am. Sched. Order at 2*);

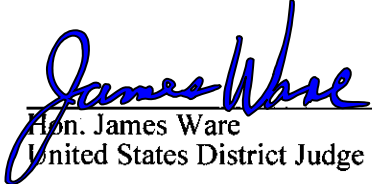
- 3 -
STIP. EXTEND TIME TO COMPLETE MEDIATION & [PROPOSED] ORDER MODIFYING ORDER SELECTING
ADR PROCESS ACCORDINGLY
CASE No.: C08-03817 JW (PVT)

ORDER

Pursuant to the stipulation, and good cause appearing, this Court hereby **GRANTS** the parties' request and **MODIFIES** the deadline to complete mediation as set forth in the June 19, 2009 Order Selecting ADR Process from August 21, 2009, to September 18, 2009.

IT IS SO ORDERED.

DATED: August 17, 2009


Hon. James Ware
United States District Judge